

RETURN

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To an Address of the House of Commons, dated the 3rd February, 1916, showing a copy of all Orders in Council passed since August 4, 1914, dealing with members of the Canadian Expeditionary Forces in the following particulars: Pensions to partially or totally disabled soldiers or their dependents; money allowances or other provision made for the support or care of partially or totally disabled returned soldiers; and pay allowances or other consideration to dependents of soldiers while on active service, and after their return from active service because of disablement from any cause.

P. BLONDIN,
Secretary of State.

DEPARTMENT OF MILITIA AND DEFENCE.

OTTAWA, February 28, 1916.

SIR,—With reference to Address of the House of Commons, No. 19, dated 3-10 February, 1916, for a copy of all Orders in Council passed since August 4, 1914, dealing with members of the Canadian Expeditionary Forces in the following particulars: (1) Pensions to partially or totally disabled soldiers or their dependents; (2) Money allowances or other provision made for the support or care of partially or totally disabled returned soldiers; (3) (a) and pay allowances or other consideration to dependents of soldiers while on active service, and (b) after their return from active service, because of disablement from any cause, I have the honour to inclose herewith Orders in Council as follows:—

1. Pensions to partially or totally disabled soldiers or their dependents.
P.C. 289, 29th April, 1915.
P.C. 887, 29th April, 1915.
P.C. 3021, 25th December, 1915.

2. Money allowances or other provision made for the support or care of partially or totally disabled returned soldiers.

The only Order in Council dealing with this subject is P.C. 2412, 12th October, 1915, establishing the "Military Hospital Commission."

Men partially disabled or totally disabled remain on their usual pay and allowances until discharged, either cured or to pension.

3. (a) Pay and allowance or other consideration to dependents of soldiers while on active service.

P.C. 2266, 4th September, 1914.

P.C. 2553, 10th October, 1914.

P.C. 148, 23rd January, 1915.

P.C. 193, 20th January, 1915.

P.C. 2603, 6th November, 1915.

P.C. 2813, 16th December, 1915.

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(b) Pay and allowances, etc., after return from active service because of disablement from any cause.

Dealt with above by 1, 2 and 3 (a).

I have the honour to be, sir,

Your obedient servant,

EUG. Fiset, Surgeon-General,
Deputy Minister.

The Under-Secretary of State, Ottawa.

P.C. 289.

CERTIFIED COPY of a Report of the Committee of the Privy Council approved by His Royal Highness the Governor General on the 29th April, 1915.

The Committee of the Privy Council, on the recommendation of the Minister of Militia and Defence, advise—with reference to the question of providing adequate pensionary assistance for officers and men disabled or partially disabled on active service, or for the dependents of such officers and men should they be killed on active service, that articles 591 to 598, inclusive, of the present Pay and Allowance Regulations be cancelled, and that there be substituted therefor the regulations hereto attached.

RODOLPHE BOUDREAU,

Clerk of the Privy Council.

The Honourable

The Minister of Militia and Defence.

SCALE OF PENSIONS.

Articles 591 to 598, inclusive, Pay and Allowance Regulations, are cancelled and the following substituted to take effect September 1, 1914:—

591. The following rates of pensions will be granted militiamen wounded or disabled on active service, during drill or training, or on other military duty, provided the disability was not due to his own fault or negligence:—

Rank held at time of Injury or Illness.	First Degree.	Second Degree.	Third Degree.	Fourth Degree.
Rank and file.. . . .	\$ 264	\$ 192	\$ 132	\$ 75
Sergeant.. . . .	336	252	168	100
Squad, Battery or Company Sgt.-Major.....	372	282	186	108
“ “ “ Q.M.-Sergeant .				
Colour-Sergeant.. . . .	432	324	216	132
Staff-Sergeant.. . . .				
Regimental Sgt.-Major, not W.O.. . . .				
Master Gunner, not W.O.. . . .				
Regimental Q.M.-Sergeant.. . . .	480	360	240	144
Warrant Officer.. . . .				
Lieutenant.. . . .	480	360	240	144
Captain.. . . .	720	540	360	216
Major.. . . .	960	720	480	288
Lieut.-Colonel.. . . .	1,200	900	600	360
Colonel.. . . .	1,440	1,080	720	456
Brig.-General.. . . .	2,100	1,620	1,050	636

(a) The first degree shall be applicable to those only who are rendered totally incapable of earning a livelihood as the result of wounds or injuries received or illness contracted in action, or in the presence of the enemy.

(b) The second degree shall be applicable to those who are rendered totally incapable of earning a livelihood as a result of injuries received or illness contracted

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on active service, during drill or training or on other duty; or are rendered materially incapable as a result of wounds or injuries received or illness contracted, in action or in the presence of the enemy.

(c) The third degree shall be applicable to those who are rendered materially incapable of earning a livelihood, as a result of injuries received or illness contracted on active service, during drill or training, or on other duty; or rendered in a small degree incapable as a result of wounds or injuries received, or illness contracted in action or in the presence of the enemy.

(d) The fourth degree shall be applicable to those who are rendered in a small degree incapable of earning a livelihood as a result of injuries received or illness contracted on active service, during drill or training, or on other duty.

(e) Where the injury is great enough to require the constant services of an attendant, such as the loss of both legs or both arms or the loss of sight of both eyes; or where the use of both legs or both arms has been permanently lost, the rates shown in columns "First Degree" and "Second Degree" may be increased one-third.

(f) In addition to the above rates, a married officer, Warrant Officer, Non-Commissioned Officer, or man, totally incapacitated may draw for his wife half the rate provided in article 592 for the widow, and the full rate for the children of an officer, etc., of his rank, subject to the limitations respecting the age of children. After the death of the officer, the widow may then draw the full rates provided in article 592 for widows and children.

(g) The widowed mother of a totally disabled soldier may be granted a pension at half the rates fixed in article 592 for a widow, provided the soldier is her sole support and unmarried. In the event of the soldier's decease, she may draw the full rate referred to.

592. Pensions may be paid to the widows and children of those who have been killed in action, or who have died from injuries received, or illness contracted on active service, during drill or training, or on other military duty, at the following rates; provided the soldier's death was not due to his own fault or negligence, and was clearly due to the carrying out of his military duties:—

Rank held by Husband, Son or Father at time
of death—

Rank and file.. . . .	\$22 a month for widow and \$5 a month for each child.
Sergeant.. . . .	\$28 a month for widow and \$5 a month for each child.
Squad, Battery, or Company Sgt.-Major.. . . .	\$30 a month for widow and \$5 a month for each child.
Squad, Battery or Q.M.-Sergeant.. . . .	
Colour-Sergeant.. . . .	
Staff-Sergeant.. . . .	
Reg'l Sgt.-Major, not W.O.. . . .	\$30 a month for widow and \$5 a month for each child.
Master Gunner, not W.O.. . . .	
Reg'l Q.M.-Sergeant.. . . .	
Warrant Officer.. . . .	\$32 a month for widow and \$5 a month for each child.
Lieutenant.. . . .	\$37 a month for widow and \$6 a month for each child.
Captain.. . . .	\$45 a month for widow and \$7 a month for each child.
Major.. . . .	\$50 a month for widow and \$8 a month for each child.
Lieut.-Colonel.. . . .	\$60 a month for widow and \$10 a month for each child.
Colonel.. . . .	\$75 a month for widow and \$10 a month for each child.
Brig.-General.. . . .	\$100 a month for widow and \$10 a month for each child.

(a) A widowed mother whose only son was her sole support, and unmarried, shall be eligible for a pension as a widow without children, and subject to the same conditions as hereinafter set forth.

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(b) In the case of orphans, the rates shown above for children may be doubled, and the pension paid to legally appointed guardians.

593. Pensions to widows and children shall take effect from the day following that on which the death of the husband, etc., occurred, and a gratuity equivalent to two months' pension shall be paid the first month, in addition to the pension.

594. The pension of a widow, a widowed mother, or child may be withheld or discontinued should such widow, etc., be or subsequently prove unworthy of it, or should she be or become wealthy.

The decision of the Minister as to whether a pension should be so withheld or discontinued shall be final.

595. The pension to a widow or widowed mother shall cease upon her remarriage, but she will be eligible for a gratuity of two years' pension payable to her immediately after her marriage.

596. Neither gratuity nor pension shall be paid on account of a child (or orphan) over fifteen years of age, if a boy, or over seventeen years of age, if a girl, unless owing to mental or physical infirmity the child (or orphan) is incapable of earning a livelihood, in which case the pension may be continued till the child (or orphan) is twenty-one years of age, but no pension will be paid to a child or orphan after marriage.

597. Individual cases for which the Regulations do not provide or sufficiently provide, may be specially considered by the Governor in Council.

598. Pensions may be paid monthly in advance.

P. C. 887.

CERTIFIED COPY of a Report of the Committee of the Privy Council approved by His Royal Highness the Governor General on the 29th April, 1915.

The Committee of the Privy Council have had before them a report, dated 27th April, 1915, from the Minister of Militia and Defence, representing that at present there is not any position for pensioning officers or soldiers of the Canadian Overseas Expeditionary Forces or their families, and that it is desirable to have such provision made forthwith.

The Minister therefore recommends that the provisions of articles 591 to 598 of the Canadian Militia Pay and Allowances Regulations, as amended by Order in Council (P. C. No. 289) of 29th April, 1915, be made applicable to the officers and soldiers of the Canadian Overseas Expeditionary Forces and to their widows, children, orphans and widowed mothers, to as full an extent as if they, the said officers and soldiers, were officers, warrant officers, non-commissioned officers and men, respectively, of the Militia, and had incurred death or disability on service as such militia officers, warrant officers, non-commissioned officers and men of the Militia.

The Minister further recommends that the said provisions be made to take effect from the 1st day of September, 1914.

The Committee concur in the foregoing and submit the same for approval.

RODOLPHE BOUDREAU,
Clerk of the Privy Council.

The Honourable

The Minister of Militia and Defence,

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P. C. 3021.

CERTIFIED COPY of a Report of the Committee of the Privy Council approved by His Royal Highness the Governor General on the 25th December, 1915.

The Committee of the Privy Council have had before them a report, dated 13th December, 1915, from the Minister of Militia and Defence, submitting for consideration copy of a letter received from the President Pension Board, England, in which the suggestion is made that the Board be authorized to award gratuities not exceeding \$100 to men who, though only slightly incapacitated, are unfit for further service in the field and have been recommended for discharge.

It is represented that this gratuity would be in lieu of a short-term pension and would enable the Board and Chief Paymaster, Overseas, to effect speedily a final settlement with such men whose cases must, otherwise, be referred to the Pensions Board, Ottawa, thus causing long delays.

The Minister recommends that the suggestions of the President, Pension Board, England, be approved and that the Board be empowered to award gratuities not exceeding \$100 in cases where the men are not disabled sufficiently for pension, but who nevertheless will be more or less disabled for a period after their discharge.

The Committee concur in the foregoing recommendation and submit the same for approval.

RODOLPHE BOUDREAU,

Clerk of the Privy Council.

The Honourable

The Minister of Militia and Defence.

Copy of Order in Council No. 2412, dated October 12, 1915.

The Committee of the Privy Council have had before them a report, dated 8th October, 1915, from the Right Honourable the Prime Minister, recommending as follows:—

1. That a commission, hereafter to be called the "Military Hospitals and Convalescent Homes Commission," the short title of which shall be the "Military Hospitals Commission," be appointed to deal with the provision of hospital accommodation and Military Convalescent Homes in Canada, for Officers, Non-commissioned Officers and men of the Canadian Expeditionary Force who return invalided from the front, and for Officers, Non-commissioned Officers and men invalided while on active service in Canada, Bermuda, or elsewhere.
2. That the following be invited to serve on the said commission:—

President.

The Honourable J. A. Lougheed, P.C., K.C.

Members.

The Honourable Thomas W. Crothers, P.C., K.C.

D. Lorne McGibbon, Esq., Montreal, Que.

Frederick W. Avery, Esq., Ottawa, Ont.

W. M. Dobell, Esq., Quebec, Que.

Hon. Colonel Sir Rodolphe Forget, Kt., M.P., Montreal, Que.

W. K. George, Esq., Toronto, Ont.

Lloyd Harris, Esq., Brantford, Ont.

J. H. S. Matson, Esq., Victoria, B.C.

John S. McLennan, Esq., Sydney, N.S.

Colonel Sir H. M. Pellatt, Kt., C.V.O., Toronto, Ont.

Lieutenant-Colonel C. W. Rowley, Winnipeg, Man.

Clarence Smith, Esq., Montreal, Que.

Lieutenant-Colonel Thomas Walker, M.D., St. John, N.B.

Smeaton White, Esq., Montreal, Que.

The Director General of Medical Services, Canadian Militia.

3. That the members (the Director General of Medical Services excepted) be paid ten dollars (\$10) per day for personal expenses in addition to actual railroad fare expenses while attending the meetings of the commission, or while otherwise specially engaged in the conduct of its affairs.

4. That the commission be empowered to appoint a secretary and to obtain clerical and other necessary assistance as may be needed; provided that the pay and allowances of any appointees in receipt of more than one thousand five hundred dollars (\$1,500) per annum be submitted for the approval of the Governor General in Council.

5. That the Secretary, when away from the office of the commission on the business of the commission, be paid eight dollars (\$8) per day for personal expenses in addition to actual railroad fare expenses.

6. That the commission be empowered to select medical and nursing staffs, and to appoint such other personnel as may be needed for the management of hospitals and homes; provided that a general schedule of pay and allowances be submitted to approval by the Governor in Council.

7. That it be empowered to recommend to the Governor in Council any expenditure which it may consider necessary for the treatment and care of the sick and wounded, including the purchase of supplies and equipment, or for the organization, administration and maintenance of hospitals and homes and to expend any moneys for the purposes and to the amount authorized from time to time by the Governor in Council.

8. That it be empowered to call in the aid of any department of the Federal Administration; in particular to use the machinery of the Militia Department, and, where desirable, to draw on that department for supplies, stores and equipment, and to utilize the services of Divisional and District Staffs.

9. That any expenditure incurred by the commission under the authority of the Governor in Council be made a charge against the War Appropriation vote, or when that ceases to be operative, against any other available appropriation made by Parliament for the purpose.

10. That it be empowered to accept such funds, bequests and legacies, as may be given or devised by individuals or corporations or others, with authority, subject to the approval of the Governor in Council, to make all expenditure, and to administer any funds, bequests or legacies on behalf of such members of the Canadian Expeditionary Force, as in the judgment of the commission may be entitled thereto, and for the purpose of carrying out such objects and purposes as may be determined by the commission.

11. That it be empowered to deal with the question of employment for members of the Canadian Expeditionary Force on their return to Canada, and to co-operate with Provincial Governments and others, for the purpose of providing employment as may be deemed necessary.

12. That the Military Hospitals Commission shall report to the Governor in Council from time to time as to the general plan or scheme which it proposes, and through its president it shall have direct access to the Governor in Council.

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The Minister further recommends that the Order in Council of the 30th June, 1915 (P.C. 1540) appointing a commission to be termed the "Hospital Commission" be cancelled and for the foregoing substituted in lieu thereof.

The committee concur in the above recommendations of the Right Honourable the Prime Minister, and submit the same for approval.

P.C. 2266.

CERTIFIED COPY of a report of the Committee of the Privy Council, approved by His Royal Highness the Governor General in Council, on the 4th September, 1914.

The Committee of the Privy Council have had before them a memorandum, dated August 27, 1914, from the Minister of Militia and Defence, reporting that under the regulations now existing, the wives and families of Officers and men of the Permanent Force are entitled to free quarters, fuel, light, and rations in the absence of their husbands on duty, while no such provision exists for the non-permanent units of the Overseas Contingent, and that it is very desirable to treat both classes alike as regards pay and allowances.

The Minister therefore recommends that one scale of pay may be made applicable to both permanent and non-permanent troops and, in view of the fact that wives and families of the permanent troops are entitled to free quarters, etc., in the absence of their husbands on duty, that a money allowance to cover quarters, fuel, light and rations be granted the wives and families of the non-permanent troops sent abroad at the following scale:—

	Per Month.
Rank and file.. . . .	\$20 00
Sergeant and Staff-Sergeants.. . . .	25 00
Warrant Officers.. . . .	30 00
Lieutenants.. . . .	30 00
Captains.. . . .	40 00
Majors.. . . .	50 00
Colonels or Lieut.-Colonels.. . . .	60 00

Provided, however, that there may be deducted from the above separation allowance any amount which is being received by the beneficiaries in payment in whole or in part of the salary which the husband or father was receiving at the time of his enlistment.

The Committee concur in the foregoing and submit the same for approval.

RODOLPHE BOUDREAU,

Clerk of the Privy Council.

P. C. 2553.

CERTIFIED COPY of a report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 10th October, 1914.

The Committee of the Privy Council have had before them a Report, dated 7th October, 1914, from the Acting Minister of Militia and Defence, stating with reference to the Order in Council of the 4th September, 1914, No. 2266, respecting separation allowance to the wives and families of members of the Overseas Contingent, that many applications for this allowance have been received from widows whose sons, their sole support, have gone to the front.

The Minister is of the opinion that these women should be granted the allowance, and he recommends that the expression "families" be considered to include such.

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The Minister also recommends that the last paragraph of the order restricting the allowance be made to apply to those beneficiaries only whose husbands or fathers or sons are in receipt of a salary from the Dominion or any of the Provincial Governments during their service with the contingent.

The Committee concur in the foregoing and submit the same for approval.

RODOLPHE BOUDREAU,
Clerk of the Privy Council.

P. C. 148.

CERTIFIED COPY of a report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 23rd January, 1915.

The Committee of the Privy Council have had before them a Report, dated 18th January, 1915, from the Acting Minister of Militia and Defence, stating that many of the soldiers of the First Overseas Contingent, whose dependents are in receipt of separation allowance, have not assigned any pay to these latter, and that the Committee of the Patriotic Fund complain that the fund is being heavily drawn upon to support these families, and that this drain will be heavier when the additional troops now being raised are sent away.

That a meeting of the Executive Committee of the Patriotic Fund, held in Ottawa on the 13th November, 1914, a resolution was passed recommending the Government to issue an order requiring all non-commissioned officers and men whose dependents are in receipt of separation allowance, to contribute one-half of their pay to these dependents. Such an order has been issued by the British Government in respect of Army troops.

That this matter having been referred to the Department of Justice, the Honourable the Minister of that department has caused to be drafted the following:—

That one-half of the pay earned by Non-commissioned Officers and men who are members of the Overseas Expeditionary Forces of Canada, and whose dependents are in receipt of separation allowances, shall be paid to such dependents respectively, unless upon the objection of any such Non-commissioned Officer or man the Government see fit, in view of the special facts or circumstances of any case, to pay the full amount to the Non-commissioned Officer or man by whom the pay is earned.

The Minister, having regard to the foregoing, recommends that one-half of the pay earned by Non-commissioned Officers and men, who are members of the Overseas Expeditionary Forces of Canada, be paid to dependents under conditions as set forth in the preceding paragraph, the same to have effect from 1st April, 1915.

The Committee concur in the foregoing and submit the same for approval.

RODOLPHE BOUDREAU,
Clerk of the Privy Council.

P.C. 193.

CERTIFIED COPY of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 28th January, 1915.

The Committee of the Privy Council have had before them a report, dated 23rd January, 1915, from the Acting Minister of Militia and Defence, stating that applications have been received from men who have enlisted in the corps raised for Overseas

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Service to be allowed to marry and to have their wives placed on the separation allowance list, and that many have already married since enlistment without asking permission and claiming their allowance.

The Minister observes that these applications have hitherto been refused on the ground that the separation allowance was intended to provide for families of married men who had enlisted as such and whose families would, otherwise, be in want or become a heavy burden on the Patriotic Fund, and that it was not the Government's intention to encourage the men to marry after enlistment, as that would increase that already heavy expenditure under separation allowance, and in case of the soldier's death would necessitate placing his widow on the pension list.

As, however, the applications hitherto received are from men who had, prior to enlistment, given a promise to marry, the Minister recommends that, in consideration of this and the sudden call for volunteers, permission be granted provided the application has the recommendation of the Officer Commanding the corps in which the man is serving and that the marriage takes place within twenty days after the publication of this order; and that, as regards application of this kind from men enlisting hereafter, permission be granted only to those who apply at the time of enlistment, and that if not married within twenty days thereafter the permission be cancelled.

The Committee concur in the foregoing and submit the same for approval.

RODOLPHE BOUDREAU,

Clerk of the Privy Council.

P.C. 2603.

CERTIFIED COPY of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 6th November, 1915.

The Committee of the Privy Council have had before them a report, dated October 15, 1915, from the Minister of Militia and Defence, submitting that by Order in Council (P.C. 2266) of the 27th day of August, 1915, provision was made for money grants in the nature of separation allowances to wives and families of the non-permanent troops sent abroad, to cover quarters, fuel, light, and rations, on a scale set out in the aforesaid order, and that cases have arisen which made it desirable that the meaning of the terms "wives" and "families" be made clearer than at present.

The Minister, therefore, recommends that the said Order in Council of the 27th day of August, 1915, be amended by adding thereto the following:—

"For the purposes of this provision of separation allowance, "wife" means the woman who was married to the officer or the soldier in question under the laws of the country in which the marriage was solemnized and who has not been separated from her husband by a judicial decree of 'separation from bed and board' or other similar decree parting her from her husband's home and children, but where a wife so separated is entitled either by the agreement of separation to regular payments from her husband, or by an order of a competent court to alimony, such wife shall be entitled to the extent of such payments or alimony to the separation allowance.

"'Family' means such children of the officer or man in question as are under the age of fifteen years in the cases of boys and under seventeen years in the cases of girls; and where the wife is living apart from the children and is not charged with their support, the allowance, subject to any valid claim of the wife under separation agreement or court order, shall be paid to such person as the father has for that purpose designated in a written direction signed by him and addressed to the Paymaster-General of the Canadian Militia.

*(Wrong date, should be 4th September, 1914.)

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"In the event of individual cases arising which do not appear to come within the terms of this order, or in the event of a wife or child appearing to be unworthy of assistance, or in the event of moneys being improperly expended by the person to whom they have been made payable, the case will be specially considered and decided by the Governor in Council."

The Committee concur in the above recommendation and submit the same for approval.

RODOLPHE BOUDREAU,

Clerk of the Privy Council.

The Honourable,

The Minister of Militia and Defence.

P.C. 2813.

CERTIFIED COPY of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 16th of December, 1915.

The Committee of the Privy Council have had before them a report, dated 29th November, 1915, from the Minister of Militia and Defence, stating that there have been several cases of insanity among the men of the Overseas Forces invalided home, and that these men have been sent to their respective provincial asylums for care and treatment.

The Minister recommends that the charges made by these institutions for care and treatment of such patients be paid by the Government as long as the patients are kept at these institutions, and that as regards pay, allowances, and pension to such soldiers, and their dependents, the following regulations be approved:—

(a) *Unmarried Soldiers without Dependents.*—No pay, allowances or pension will be granted if it is a case of permanent insanity. If it is a case of temporary insanity, pay of rank will be allowed the soldier while cared for in such institution, but same will not be paid him until he is discharged therefrom. The period for which such pay is granted shall not exceed six months.

(b) *Married Soldiers and Sons of Widowed Mothers.*—Assigned pay and separation allowance will be continued the dependents while the soldier is undergoing treatment. If it is a temporary case only balance of pay will be issued the soldier on discharge. If, however, the case is considered incurable the soldier will be detained at the asylum, but will be discharged from the force, and balance of pay due him will be paid his wife or mother, as the case may be, and the claims of these latter for pension will be considered as if the soldier were dead.

The Committee concur in the foregoing recommendation and submit the same for approval.

RODOLPHE BOUDREAU,

Clerk of the Privy Council.

The Honourable

The Minister of Militia and Defence.